

Mail Stop Interference
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Paper 1

Filed January 9, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

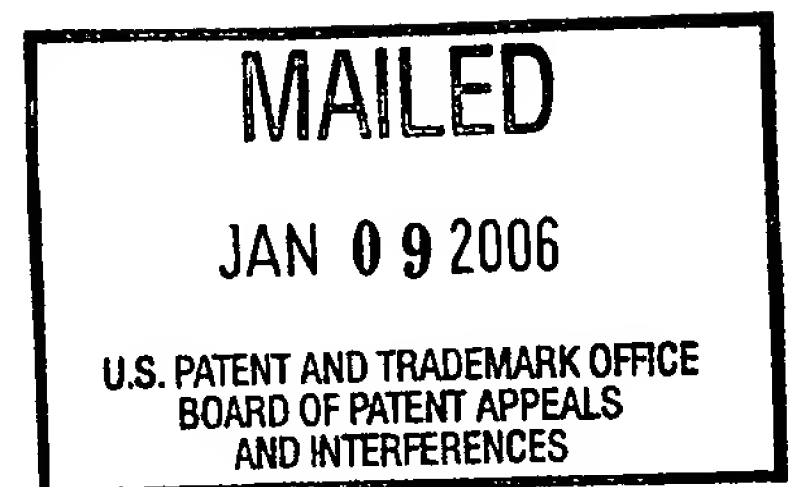
WILLIAM A. **BERTHIAUME** and NAREAK DOUK
Junior Party
(Patent 6,110,146),

v.

THOMAS J. **HOLMAN**, LOUIS G. ELLIS,
GREGORY K. OLSON, LINDA R. LORENTZEN CORNELIUS
RICHARD J. TRAXLER and SCOTT M. HANSON
Senior Party
(Application 09/737,118).

Patent Interference No. 105,519 (SCM)
(Technology Center 3700)

DECLARATION - Bd.R. 203(b)¹



- 1
2 **Part A. Declaration of interference**
3
4 An interference is declared (35 U.S.C. 135(a)) between the above-identified parties.
5 Details of the application(s), patent (if any), reissue application (if any), count(s) and claims
6 designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of
7 this DECLARATION.

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 **Part B. Judge managing the interference**

2 Administrative Patent Judge Sally Medley has been designated to manage the
3 interference. Bd. R. 104(a).

4 **Part C. Standing order**

5 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION.
6 The STANDING ORDER applies to this interference.

7 **Part D. Initial conference call**

8 A telephone conference call to discuss the interference is set for **2:00 p.m. on 6 March**
9 **2007** (the Board will initiate the call).

10 No later than **four business days** prior to the conference call, each party shall file and
11 serve (SO §§ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204; SO §§ 104.2.1, 120
12 §204) the party intends to file.

13 A sample schedule for taking action during the motion phase appears as Form 2 in the
14 STANDING ORDER. Counsel are encouraged to discuss the schedule prior to the conference
15 call and to agree on dates for taking action. A typical motion period lasts approximately eight
16 (8) months. Counsel should be prepared to justify any request for a shorter or longer period.

The following heading must be used on all papers filed in this interference, see SO § 106.1.1:

v.

Patent Interference No. 105,519 (SCM)

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

-5-

Enc:

Copy of STANDING ORDER
Copy of PTO-850 form
Copy U.S. Patent 6,110,146
Copy of claims of 09/737,118

Revised 3 January 2006
cc (via overnight delivery):

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